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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

**WOODLAWN FOUNDATION,**

**Plaintiff,**

**v.**

**UNITED STATES OF AMERICA,**

**Defendant.**

**Case No. 06-3113-CRB**

**PARTIES' SECOND STIPULATED  
REQUEST TO EXTEND  
THE DEADLINE TO  
REOPEN CASE AND  
~~proposed~~ ORDER**

**IT IS HEREBY STIPULATED AND AGREED AND RESPECTFULLY**

**REQUESTED** by and between the parties to this action, as reflected by the signatures of their respective counsel as set forth below, that the deadline to reopen this case should be extended for an additional one-hundred ninety days, from September 25, 2007 to April 1, 2008, for the reasons set forth below. This Court previously granted the parties request to extend the deadline to reopen the case for ninety (90) days, from June 26, 2007 to September 24, 2007. However, the parties are seeking a further extension in order to consummate the terms of the proposed settlement pursuant to the timeline described below.

1. The parties have negotiated concrete terms of a potential settlement, subject to the approval by the United States Department of Justice, Tax Division, Washington, D.C. The Internal Revenue Service has been involved in negotiating the terms of the settlement proposal and are in agreement with those terms. Accordingly, it is necessary to seek approval by the Tax

1 Division, as well as implement steps in order to determine whether the settlement terms will  
2 resolve this litigation. The parties submit that additional time is necessary

3 The parties contemplate the following timeline for settlement:

4 a. By September 24, 2007, the Internal Revenue Service will provide written comments to  
5 the proxy materials that Woodlawn Foundation ("Woodlawn") has drafted for presentation of the  
6 settlement to its Board members for their approval.

7 b. By October 1, 2007, the Internal Revenue Service will provide written comments to the  
8 articles that Woodlawn will review and present to its Board for approval of the settlement.

9 c. By October 31, 2007, Woodlawn will file a new Form 1024 with the Internal Revenue  
10 Service. Concurrently, Woodlawn will submit its written settlement proposal to the United States  
11 for consideration by the Tax Division, Washington, D.C.

12 d. By December 12, 2007, if necessary, Woodlawn members vote on the settlement  
13 proposal.

14 e. Subject to approval of the settlement by the Tax Division, by January 31, 2008, the  
15 Internal Revenue Service will issue a favorable determination letter, retroactive to January 1,  
16 2001.

17 2. The above recited timeline assumes that everything occurs on schedule. In the event  
18 that the Form 1024 and/or member vote is delayed, the Internal Revenue Service determination  
19 letter would also be delayed. Accordingly, the parties represent to the Court that they will  
20 diligently strive to meet the

21 //

22 //

1 deadlines proposed above, however, in the event of an unforeseen delay, the parties request  
2 additional time until April 1, 2008, to consummate the terms of the proposed settlement.

3 3. In the event that this Court denies this request to extend the deadline to reinstate the  
4 case, the parties seek to have the case reinstated.

5  
6 Respectfully submitted,

7  
8 CARR, McClellan, INGERSOLL,  
THOMPSON & HORN

9  
10 Dated: September 20, 2007

/s/ Lage Andersen  
LAGE ANDERSEN  
Attorney for Plaintiff

11  
12 SCOTT SCHOOLS  
13 United States Attorney

14 Dated: September 20, 2007

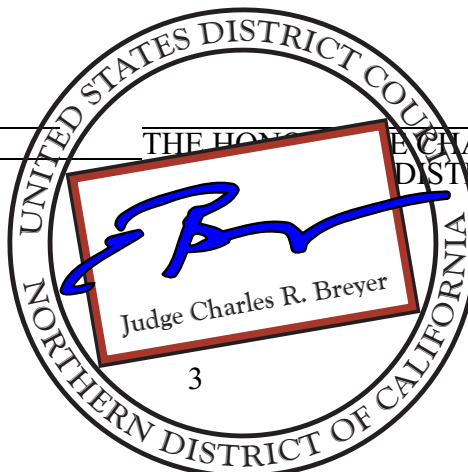
By: /s/ Cynthia Stier  
CYNTHIA STIER  
Assistant United States Attorney  
Attorneys for the United States of America

15  
16  
17 **ORDER**

18 Pursuant to the Stipulation of the parties as set forth above, and for good cause shown,  
19 **IT IS HEREBY ORDERED** that the date by which any party must notify the Court to  
20 reinstate this case, as set forth in this Court's Orders entered February 27, 2007, and June 6, 2007,  
21 and is extended for an additional one-hundred ninety-days, to April 1, 2008.  
22 IT IS SO ORDERED.

23  
24  
25 Dated: 09/21/07

26 THE HONORABLE CHARLES W. BREYER  
DISTRICT JUDGE



Stipulated Request to Extend  
Deadline to Reopen Case,  
Case No. 06-3113-CRB